## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA )			
	Plaintiff,	) 8:05MJ98 )	
	vs.	) ) DETENTION ORDER	
TH	IERESA PEREA,		
	Defendant.	)	
A.		uant to 18 U.S.C. § 3142(f) of the Bail Reform above-named defendant detained pursuant to	
B.	will reasonably assure the appeara  X By clear and convincing evidence the	n because it finds: e that no condition or combination of conditions	
C.	which was contained in the Pretrial Service  X (1) Nature and circumstances of the crime: the transport violation of 8 U.S.C. § 1  of ten years imprisonment (b) The offense is a crime of (c) The offense involves a crime of the contained of the	he offense charged: rtation of an illegal alien for financial gain in 1324(a)1)(A)(ii) carries a maximum sentence ent. of violence.	
	affect whether the  X The defendant has  X The defendant has  X The defendant has  The defendant is r  The defendant doe  Past conduct of the  X The defendant has  X The defendant has  proceedings.	pears to have a mental condition which may defendant will appear. In the area. In the shad sporadic employment. In the shad sporadic employment. In the area is no substantial financial resources. In the area is not a long time resident of the community. It is not have any significant community ties. It is a history relating to drug abuse. In the area is a significant prior criminal record. In the arrest, the defendant was on:	

## DETENTION ORDER - Page 2

	<ul><li>Parole</li><li>Release pending trial, sentence, appeal or completion of sentence.</li></ul>
	(c) Other Factors:
	The defendant is an illegal alien and is subject to deportation.
	The defendant is a legal alien and will be subject to deportation if convicted.
	The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
_X_ (4)	The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the charges in the complaint, the defendant's prior criminal arrest record, the border incident in December 2003, and the violation of defendant's probation in the State of New Mexico.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: July 11, 2005. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge